

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ONONDAGA**

Index No.: _____/19

-----X
JANE DOE,

Plaintiff,

-against -

**ROMAN CATHOLIC DIOCESE OF SYRACUSE,
SETON CATHOLIC CENTRAL HIGH SCHOOL,
SAINT PATRICK CHURCH, and CATHOLIC
SCHOOLS OF BROOME COUNTY,**Defendants.
-----X**Plaintiff designates
ONONDAGA COUNTY
as place of trial.****The basis of venue is
Defendant's principal
place of business****SUMMONS****Plaintiff resides in
Northampton,
Pennsylvania**

To the above-named defendants:

YOU ARE HEREBY SUMMONED to answer the complaint in this action and to serve a copy of your answer or, if the complaint is not served with this summons, to serve a notice of appearance, on the Plaintiff's Attorneys within 20 days after the service of this summons, exclusive of the day of service (or within 30 days after the service is complete if this summons is not personally delivered to you within the State of New York); and in case your failure to appear or answer, judgement will be taken for the relief demanded herein.

**A COPY OF THIS SUMMONS WAS FILED WITH THE CLERK OF THE COURT,
ONONDAGA COUNTY ON _____ IN COMPLIANCE WITH CPLR §§305(a)
AND 306(a).**

Dated: New York, New York
August 14, 2019

MERSON LAW, PLLC

By: 

Jordan K. Merson
Attorneys for Plaintiff
150 East 58th Street 34th Floor
New York, New York 10155
(212) 603-9100

TO:

ROMAN CATHOLIC DIOCESE OF SYRACUSE

240 E Onondaga St,
Syracuse, NY 13202

SETON CATHOLIC CENTRAL HIGH SCHOOL

70 Seminary Ave,
Binghamton, NY 13905

SAINT PATRICK'S CHURCH

9 Leroy Street,
Binghamton, NY 13905

CATHOLIC SCHOOLS OF BROOME COUNTY

70 Seminary Ave,
Binghamton, NY 13905

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ONONDAGA**

Index No.: _____/19

-----X
JANE DOE,

Plaintiff,

-against -

**VERIFIED
COMPLAINT**

**ROMAN CATHOLIC DIOCESE OF SYRACUSE,
SETON CATHOLIC CENTRAL HIGH SCHOOL,
SAINT PATRICK CHURCH, and CATHOLIC
SCHOOLS OF BROOME COUNTY,**

Defendants.

-----X
Plaintiff,¹ above named, complaining of the defendants, by **MERSON LAW, PLLC.**,
respectfully allege(s):

NATURE OF THE CLAIM

1. This is a case of plaintiff Jane Doe who was sexually abused as a child Rev. James A. Quinn ("Quinn") at and of Seton Catholic Central High School ("School"), Saint Patrick Church ("Church"), Catholic Schools of Broome County and Roman Catholic Diocese of Syracuse ("Diocese").
2. Quinn was the agent, servant and/or employee of Seton Catholic Central High School and the priest at Saint Patrick Church which operated under the exclusive control of the Diocese and/or Catholic Schools of Broome County. Quinn was known among the community and the children as a sexual predator.
3. Despite the Diocese, School, Church and Catholic Schools of Broome County's knowledge that Quinn sexually abused children and/or had the propensity to sexually

¹ Plaintiff uses a pseudonym because she is a victim of a sex crime pursuant to N.Y. Civ. Rights § 50-b and other statutory and common law principles.

allowed Quinn unfettered access to children, including on Defendant's premises without proper supervision.

4. Despite the Diocese, School, Church and Catholic Schools of Broome County's knowledge that the Quinn sexually abused children and/or had the propensity to sexually abuse children, Diocese, School, Church and Catholic Schools of Broome County's allowed Quinn unfettered access to children.
5. Beginning in or about 1970 and continuing until approximately 1980, Quinn, while under the scope of employment with the Diocese, School, Church and Catholic Schools of Broome County and while acting on behalf of the Diocese, School, Church and Catholic Schools of Broome County, would sexually abuse and harass Plaintiff, then between seven and seventeen years old, by breaking into her locker to leave her gifts and love notes, creating and publicizing a word for the entire class to use which was a combination of their names, groping her breasts, forcefully kissing her, forcing her to touch his penis and otherwise sexually abusing and harassing her.
6. Plaintiff brings this lawsuit to recover for the emotional and physical suffering he endured because of the negligence of the Diocese, School, Church and Catholic Schools of Broome County and to make sure no other child is forced to suffer the abuse and physical and mental trauma she felt and continues to feel.

PARTIES

7. At all times herein mentioned defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** was a not for profit corporation incorporated in the state of New York and by virtue of the laws of the State of New York.

8. At all times herein mentioned, defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** was located at 240 E Onondaga St, Syracuse, NY 13202.
9. At all times herein mentioned, Quinn was an agent, servant and/or employee operating under the direction and control of defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE**, and its agents, servants and/or employees.
10. At all times herein mentioned **SETON CATHOLIC CENTRAL HIGH SCHOOL** was a not for profit corporation incorporated in the state of New York and by virtue of the laws of the State of New York.
11. At all times herein mentioned, defendant **SETON CATHOLIC CENTRAL HIGH SCHOOL** was located at 70 Seminary Ave, Binghamton, NY 13905.
12. At all times herein mentioned, Quinn was an agent, servant and/or employee operating under the direction and control of defendant **SETON CATHOLIC CENTRAL HIGH SCHOOL**, and its agents, servants and/or employees.
13. At all times herein mentioned, the Quinn was an agent, servant and/or employee operating under the direction and control of defendant **SETON CATHOLIC CENTRAL HIGH SCHOOL**, and its agents, servants and/or employees.
14. At all times herein mentioned defendant **ST. PATRICK'S CHURCH** was a not for profit corporation incorporated in the state of New York and by virtue of the laws of the State of New York.
15. At all times herein mentioned, defendant **ST. PATRICK'S CHURCH** was located at 9 Leroy Street, Binghamton, NY 13905.
16. At all times herein mentioned, **ST. PATRICK'S CHURCH** was an agent, servant and/or employee operating under the direction and control of defendant **ROMAN**

CATHOLIC DIOCESE OF SYRACUSE and/or **SETON CATHOLIC CENTRAL HIGH SCHOOL** and its agents, servants and/or employees.

17. At all times herein mentioned defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** was a not for profit corporation incorporated in the state of New York and by virtue of the laws of the State of New York.
18. At all times herein mentioned, defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** was located at 70 Seminary Ave, Binghamton, NY 13905.
19. At all times herein mentioned, Quinn was an agent, servant and/or employee operating under the direction and control of defendant **CATHOLIC SCHOOLS OF BROOME COUNTY**, and its agents, servants and/or employees.
20. At all times herein mentioned, defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** and/or **SETON CATHOLIC CENTRAL HIGH SCHOOL** and/or defendant **ST. PATRICK'S CHURCH** and defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** were agents, servants, employees and/or alter egos of each other.
21. At all times herein mentioned, the Quinn was an agent, servant and/or employee operating under the direction and control of defendant and its agents, servants and/or employees.

FACTS OF THE CASE

22. Defendants **ROMAN CATHOLIC DIOCESE OF SYRACUSE**, **SETON CATHOLIC CENTRAL HIGH SCHOOL**, **SAINT PATRICK CHURCH**, and **CATHOLIC SCHOOLS OF BROOME COUNTY**'s negligence and recklessness caused Quinn to have access to children, including on Diocese, School, Church and Catholic Schools of Broome County premises without supervision, despite their

knowledge that Quinn sexually abused children and/or had the propensity to sexually abuse children and therefore are responsible for the injuries that Plaintiff incurred because but for Defendants **ROMAN CATHOLIC DIOCESE OF SYRACUSE, SETON CATHOLIC CENTRAL HIGH SCHOOL, SAINT PATRICK CHURCH, and CATHOLIC SCHOOLS OF BROOME COUNTY's** negligence, Plaintiff would not have suffered the mental and physical anguish inflicted by Quinn. Defendants' gross negligence, reckless, wanton, and/or willful conduct supports punitive liability.

23. Quinn sexually assaulted Plaintiff and many other children of the Church and School. Nonetheless, defendants **ROMAN CATHOLIC DIOCESE OF SYRACUSE, SETON CATHOLIC CENTRAL HIGH SCHOOL, SAINT PATRICK CHURCH, and CATHOLIC SCHOOLS OF BROOME COUNTY** failed to remove Quinn from his position or to take any steps to keep the dangerous predator away from children. In fact, the Diocese, School, Church and Catholic Schools of Broome County continued to allow, encourage and/or permit Quinn to have unfettered access to children.
24. In approximately 1970 and continuing through approximately 1980, Quinn would harass Plaintiff. In approximately 1979, Quinn sexually assaulted plaintiff on two separate occasions.
25. Quinn was both the priest of Saint Patrick's Church, where Plaintiff and her family were active members, and her teacher at Seton Catholic Central School.
26. While Plaintiff was in high school and a student of Quinn, Quinn would break into her locker to leave her various presents such as flowers, lotion, desserts and inappropriate love notes. Plaintiff asked Quinn not to break into her locker anymore, but Quinn refused saying he could do whatever he wanted and that he wanted her.

27. Quinn additionally created a word that his entire class could use as a free answer on tests. The word he created and shared with the class was BIJELY which Quinn explained was created using their names with the "L-Y" standing for "love you".
28. Whenever Quinn took students and children of the Church on retreats, he would be sure to drop Plaintiff off at home last.
29. Additionally, when Plaintiff was in high school Quinn would often get jealous of her boyfriends and become very possessive of her demanding that she cancel plans with boys including her brother and his friends.
30. In the Spring of 1979, after the School's spring dance, Quinn forced Plaintiff to let him drive her home, even though she had other arrangements, and took Plaintiff to the rector at the Church. Quinn told Plaintiff how much she meant to him and how much she loved him and then groped her breasts.
31. In or about October 1979, Quinn, Plaintiff and other students completed a plane project, Quinn told Plaintiff he wanted to fly the plane with her and crash it so that they could die together. Quinn then pinned Plaintiff down, forcefully kissed her and forced her to touch his penis. Plaintiff fought Quinn off and cried. Eventually Quinn let her go.
32. After the sexual assault on Plaintiff by Quinn, Quinn became resentful toward Plaintiff and tried to get her expelled from school and did not allow her to participate in her school activities including her position as a class officer.
33. Plaintiff attempted to speak with the Principal about being excluded from her class officer meetings and being removed from her position and about Quinn threatening to have her expelled, but the principal made no further inquiry nor did he take any further action.

34. As such, Plaintiff suffered catastrophic and lifelong injuries as a result of defendants **ROMAN CATHOLIC DIOCESE OF SYRACUSE, SETON CATHOLIC CENTRAL HIGH SCHOOL, SAINT PATRICK CHURCH, and CATHOLIC SCHOOLS OF BROOME COUNTY's** negligence in undertaking a duty, including but not limited to in locis parentis, in failing to protect the children of its Churches and schools and of its community safe from Quinn despite the Diocese, School, Church and Catholic Schools of Broome County having knowledge that Quinn abused and/or sexually abused children and/or had the propensity to abuse and/or sexually abuse children, and/or allowing Quinn to continue to have his positions of authority and power with unfettered access to children, and the Diocese failed to adequately supervise Quinn, including on Diocese, School, Church and Catholic Schools of Broome County premises.

AS AND FOR A FIRST CAUSE OF ACTION FOR NEGLIGENCE

AS TO ROMAN CATHOLIC DIOCESE OF SYRACUSE

35. Plaintiffs repeat, reiterate and reallege each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 34., inclusive, with the same force and effect as if hereinafter set forth at length.
36. At all times mentioned herein, defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** owed a duty of care, including but not limited to in locis parentis, to keep the children and students of its home and school safe from the abuse and/or sexual abuse by its agents, servants and or employees under its supervision and control, including on company premises, that ultimately befell the plaintiff, and they had a duty to supervise Quinn.

37. At all times mentioned herein, defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** and/or its agents, servants and/or employees breached the above-stated duty in a negligent, reckless, willful and wanton manner, and caused Plaintiff to be sexually assaulted.
38. As a result of the negligence of defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** and/or its agents, servants and/or employees, plaintiff was caused serious personal injuries, emotional distress, mental pain and suffering, mental anguish and/or physical manifestations thereof, and other losses, all of which have not as of yet been ascertained.
39. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
40. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
41. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
42. This action falls within exceptions to Article 16 of the C.P.L.R.

AS AND FOR A SECOND CAUSE OF ACTION FOR NEGLIGENCE

AS TO SETON CATHOLIC CENTRAL HIGH SCHOOL

43. Plaintiffs repeat, reiterate and reallege each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 42., inclusive, with the same force and effect as if hereinafter set forth at length.
44. At all times mentioned herein, defendant **SETON CATHOLIC CENTRAL HIGH SCHOOL** owed a duty of care, including but not limited to in locis parentis, to keep the

children and students of its home and school safe from the abuse and/or sexual abuse by its agents, servants and or employees under its supervision and control, including on company premises, that ultimately befell the plaintiff, and they had a duty to supervise Quinn.

45. At all times mentioned herein, defendant **SETON CATHOLIC CENTRAL HIGH SCHOOL** and/or its agents, servants and/or employees breached the above-stated duty in a negligent, reckless, willful and wanton manner, and caused Plaintiff to be sexually assaulted.
46. As a result of the negligence of defendant **SETON CATHOLIC CENTRAL HIGH SCHOOL** and/or its agents, servants and/or employees, plaintiff was caused serious personal injuries, emotional distress, mental pain and suffering, mental anguish and/or physical manifestations thereof, and other losses, all of which have not as of yet been ascertained.
47. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
48. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
49. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
50. This action falls within exceptions to Article 16 of the C.P.L.R.

AS AND FOR A THIRD CAUSE OF ACTION FOR NEGLIGENCE

AS TO ST. PATRICK'S CHURCH

51. Plaintiffs repeat, reiterate and reallege each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 50., inclusive, with the same force and effect as if hereinafter set forth at length.
52. At all times mentioned herein, defendant **ST. PATRICK'S CHURCH** owed a duty of care, including but not limited to in locis parentis, to keep the children and students of its home and school safe from the abuse and/or sexual abuse by its agents, servants and or employees under its supervision and control, including on company premises, that ultimately befell the plaintiff, and they had a duty to supervise Quinn.
53. At all times mentioned herein, defendant **ST. PATRICK'S CHURCH** and/or its agents, servants and/or employees breached the above-stated duty in a negligent, reckless, willful and wanton manner, and caused Plaintiff to be sexually assaulted.
54. As a result of the negligence of defendant **ST. PATRICK'S CHURCH** and/or its agents, servants and/or employees, plaintiff was caused serious personal injuries, emotional distress, mental pain and suffering, mental anguish and/or physical manifestations thereof, and other losses, all of which have not as of yet been ascertained.
55. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
56. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
57. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
58. This action falls within exceptions to Article 16 of the C.P.L.R.

AS AND FOR A FOURTH CAUSE OF ACTION FOR NEGLIGENCE

AS TO CATHOLIC SCHOOLS OF BROOME COUNTY

59. Plaintiffs repeat, reiterate and reallege each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 58., inclusive, with the same force and effect as if hereinafter set forth at length.
60. At all times mentioned herein, defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** owed a duty of care, including but not limited to in locis parentis, to keep the children and students of its home and school safe from the abuse and/or sexual abuse by its agents, servants and or employees under its supervision and control, including on company premises, that ultimately befell the plaintiff, and they had a duty to supervise Quinn.
61. At all times mentioned herein, defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** and/or its agents, servants and/or employees breached the above-stated duty in a negligent, reckless, willful and wanton manner, and caused Plaintiff to be sexually assaulted.
62. As a result of the negligence of defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** and/or its agents, servants and/or employees, plaintiff was caused serious personal injuries, emotional distress, mental pain and suffering, mental anguish and/or physical manifestations thereof, and other losses, all of which have not as of yet been ascertained.
63. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.

64. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
65. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
66. This action falls within exceptions to Article 16 of the C.P.L.R.

**AS AND FOR A FIFTH CAUSE OF ACTION FOR NEGLIGENT HIRING,
RETENTION AND SUPERVISION AS TO THE ROMAN CATHOLIC DIOCESE OF
SYRACUSE**

67. Plaintiff repeats, reiterates and realleges each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 66., inclusive, with the same force and effect as if hereinafter set forth at length.
68. Defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE**, had a duty to supervise and prevent known risks of harm to the children of its home and school by its agents, servants and/or employees.
69. Defendant was negligent in hiring, retaining and supervising their personnel, such as Quinn who was careless, unskillful, negligent, reckless and acted in a willful and wanton manner in not possessing the requisite knowledge and skill of church and/or school officials and other home and school supervisors who should have properly been supervising the agents, servants and/or employees and church officials to ensure the safety of the children of its home and school.
70. Defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** knew or should have known Quinn abused and/or had the propensity to sexually abuse children and did nothing to stop it, and failed to properly supervise Quinn.

71. As a result of such negligent hiring, supervising and retention, Plaintiff was caused to suffer serious personal injuries, emotional distress, conscious pain and suffering, mental anguish and/or physical manifestations thereof, and other losses, all of which have not as of yet been ascertained.
72. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
73. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
74. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
75. This action falls within exceptions to Article 16 of the C.P.L.R.

**AS AND FOR A SIXTH CAUSE OF ACTION FOR NEGLIGENT HIRING,
RETENTION AND SUPERVISION AS TO SETON CATHOLIC CENTRAL HIGH
SCHOOL**

76. Plaintiff repeats, reiterates and realleges each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 75., inclusive, with the same force and effect as if hereinafter set forth at length.
77. Defendant **SETON CATHOLIC CENTRAL HIGH SCHOOL**, had a duty to supervise and prevent known risks of harm to the children of its home and school by its agents, servants and/or employees.
78. Defendant was negligent in hiring, retaining and supervising their personnel, such as Quinn who was careless, unskillful, negligent, reckless and acted in a willful and wanton manner in not possessing the requisite knowledge and skill of church and/or

school officials and other home and school supervisors who should have properly been supervising the agents, servants and/or employees and church officials to ensure the safety of the children of its home and school.

79. Defendant **SETON CATHOLIC CENTRAL HIGH SCHOOL** knew or should have known Quinn abused and/or had the propensity to sexually abuse children and did nothing to stop it, and failed to properly supervise Quinn.
80. As a result of such negligent hiring, supervising and retention, Plaintiff was caused to suffer serious personal injuries, emotional distress, conscious pain and suffering, mental anguish and/or physical manifestations thereof, and other losses, all of which have not as of yet been ascertained.
81. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
82. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
83. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
84. This action falls within exceptions to Article 16 of the C.P.L.R.

AS AND FOR A SEVENTH CAUSE OF ACTION FOR NEGLIGENT HIRING,

RETENTION AND SUPERVISION AS TO ST. PATRICK'S CHURCH

85. Plaintiff repeats, reiterates and realleges each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 84., inclusive, with the same force and effect as if hereinafter set forth at length.

86. Defendant **ST. PATRICK'S CHURCH**, had a duty to supervise and prevent known risks of harm to the children of its home and school by its agents, servants and/or employees.
87. Defendant was negligent in hiring, retaining and supervising their personnel, such as Quinn who was careless, unskillful, negligent, reckless and acted in a willful and wanton manner in not possessing the requisite knowledge and skill of church officials who should have properly been supervising the agents, servants and/or employees and church officials to ensure the safety of the children of its paraish and school.
88. Defendant **ST. PATRICK'S CHURCH** knew or should have known Quinn abused and/or had the propensity to sexually abuse children and did nothing to stop it.
89. As a result of such negligent hiring, supervising and retention, Plaintiff was caused to suffer serious personal injuries, emotional distress, conscious pain and suffering, mental anguish and/or physical manifestations thereof, and other losses, all of which have not as of yet been ascertained.
90. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
91. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
92. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
93. This action falls within exceptions to Article 16 of the C.P.L.R.

**AS AND FOR A EIGHTH CAUSE OF ACTION FOR NEGLIGENT HIRING,
RETENTION AND SUPERVISION AS TO THE CATHOLIC SCHOOLS OF
BROOME COUNTY**

94. Plaintiff repeats, reiterates and realleges each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 93., inclusive, with the same force and effect as if hereinafter set forth at length.
95. Defendant **CATHOLIC SCHOOLS OF BROOME COUNTY**, had a duty to supervise and prevent known risks of harm to the children of its home and school by its agents, servants and/or employees.
96. Defendant was negligent in hiring, retaining and supervising their personnel, such as Quinn who was careless, unskillful, negligent, reckless and acted in a willful and wanton manner in not possessing the requisite knowledge and skill of church and/or school officials and other home and school supervisors who should have properly been supervising the agents, servants and/or employees and church officials to ensure the safety of the children of its home and school.
97. Defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** knew or should have known Quinn abused and/or had the propensity to sexually abuse children and did nothing to stop it, and failed to properly supervise Quinn.
98. As a result of such negligent hiring, supervising and retention, Plaintiff was caused to suffer serious personal injuries, emotional distress, conscious pain and suffering, mental anguish and/or physical manifestations thereof, and other losses, all of which have not as of yet been ascertained.

99. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
100. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
101. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
102. This action falls within exceptions to Article 16 of the C.P.L.R.

AS AND FOR THE NINTH CAUSE OF ACTION FOR NEGLIGENT INFLICTION
OF EMOTIONAL DISTRESS AS TO ROMAN CATHOLIC DIOCESE OF
SYRACUSE

103. Plaintiff repeats, reiterates and realleges each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 102., inclusive, with the same force and effect as if herein set forth at length.
104. Defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** and its agents, servants and/or employees, knew or reasonably should have known that the failure to properly advise, supervise and hire Quinn, an agent, servant and/or employee who sexually abused Plaintiff, would and did proximately result in physical and emotional distress to Plaintiff.
105. Defendant **ROMAN CATHOLIC DIOCESE OF SYRACUSE** and its agents, servants and/or employees knew or reasonably should have known that the sexual abuse and other improper conduct would and did proximately result in physical and emotional distress to Plaintiff.

106. Defendant has the power, ability, authority and duty to intervene with and/or stop the improper conduct that resulted in Plaintiff being sexually abused by Quinn.
107. Despite said knowledge, power and duty, defendant negligently failed to act so as to stop, prevent, and prohibit the improper conduct that resulted in Quinn abusing and/or sexually abusing Plaintiff.
108. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
109. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
110. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
111. This action falls within exceptions to Article 16 of the C.P.L.R.

**AS AND FOR THE TENTH CAUSE OF ACTION FOR NEGLIGENT
INFLICTION OF EMOTIONAL DISTRESS AS TO SETON CATHOLIC
CENTRAL HIGH SCHOOL**

112. Plaintiff repeats, reiterates and realleges each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 111., inclusive, with the same force and effect as if herein set forth at length.
113. Defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** and its agents, servants and/or employees, knew or reasonably should have known that the failure to properly advise, supervise and hire Quinn, an agent, servant and/or employee who sexually abused Plaintiff, would and did proximately result in physical and emotional distress to Plaintiff.

114. Defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** and its agents, servants and/or employees knew or reasonably should have known that the sexual abuse and other improper conduct would and did proximately result in physical and emotional distress to Plaintiff.
115. Defendant has the power, ability, authority and duty to intervene with and/or stop the improper conduct that resulted in Plaintiff being sexually abused by Quinn.
116. Despite said knowledge, power and duty, defendant negligently failed to act so as to stop, prevent, and prohibit the improper conduct that resulted in Quinn abusing and/or sexually abusing Plaintiff.
117. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
118. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
119. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
120. This action falls within exceptions to Article 16 of the C.P.L.R.

**AS AND FOR THE ELEVENTH CAUSE OF ACTION FOR NEGLIGENT
INFLICTION OF EMOTIONAL DISTRESS AS TO ST. PATRICK'S CHURCH**

121. Plaintiff repeats, reiterates and realleges each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 120., inclusive, with the same force and effect as if herein set forth at length.
122. Defendant **ST. PATRICK'S CHURCH** and its agents, servants and/or employees, knew or reasonably should have known that the failure to properly advise, supervise and

hire Quinn, an agent, servant and/or employee who sexually abused Plaintiff, would and did proximately result in physical and emotional distress to Plaintiff.

123. Defendant **ST. PATRICK'S CHURCH** and its agents, servants and/or employees knew or reasonably should have known that the sexual abuse and other improper conduct would and did proximately result in physical and emotional distress to Plaintiff.
124. Defendant has the power, ability, authority and duty to intervene with and/or stop the improper conduct that resulted in Plaintiff being sexually abused by Quinn.
125. Despite said knowledge, power and duty, defendant negligently failed to act so as to stop, prevent, and prohibit the improper conduct that resulted in Quinn abusing and/or sexually abusing Plaintiff.
126. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
127. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
128. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
129. This action falls within exceptions to Article 16 of the C.P.L.R.

AS AND FOR THE TWELFTH CAUSE OF ACTION FOR NEGLIGENT
INFLICTION OF EMOTIONAL DISTRESS AS TO THE CATHOLIC
SCHOOLS OF BROOME COUNTY

130. Plaintiff repeats, reiterates and realleges each and every allegation contained in those paragraphs of this Complaint marked and designated 1. through 129., inclusive, with the same force and effect as if herein set forth at length.

131. Defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** and its agents, servants and/or employees, knew or reasonably should have known that the failure to properly advise, supervise and hire Quinn, an agent, servant and/or employee who sexually abused Plaintiff, would and did proximately result in physical and emotional distress to Plaintiff.
132. Defendant **CATHOLIC SCHOOLS OF BROOME COUNTY** and its agents, servants and/or employees knew or reasonably should have known that the sexual abuse and other improper conduct would and did proximately result in physical and emotional distress to Plaintiff.
133. Defendant has the power, ability, authority and duty to intervene with and/or stop the improper conduct that resulted in Plaintiff being sexually abused by Quinn.
134. Despite said knowledge, power and duty, defendant negligently failed to act so as to stop, prevent, and prohibit the improper conduct that resulted in Quinn abusing and/or sexually abusing Plaintiff.
135. By reason of the foregoing, Plaintiff is entitled to compensatory damages from defendants in such sums as a jury would find fair, just and adequate.
136. By reason of the foregoing, Plaintiff is entitled to punitive damages from defendants in such sums as a jury would find fair, just and adequate.
137. The amount of damages sought exceeds the jurisdiction of all lower courts which would otherwise have jurisdiction.
138. This action falls within exceptions to Article 16 of the C.P.L.R.

WHEREFORE, plaintiff demands judgement against defendants in such sum as a jury would find fair, adequate and just.

Dated: New York, New York
August 14, 2019

MERSON LAW, PLLC

By: 
Jordan K. Merson
Sarah R. Cantos
Attorneys for Plaintiff
150 East 58th Street 34th Floor
New York, New York 10155
(212) 603-9100

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ONONDAGA**

Index No.:
_____/19

-----X
JANE DOE,

Plaintiff,

-against -

**ATTORNEY
VERIFICATION**

**ROMAN CATHOLIC DIOCESE OF SYRACUSE,
SETON CATHOLIC CENTRAL HIGH SCHOOL,
SAINT PATRICK CHURCH, and CATHOLIC
SCHOOLS OF BROOME COUNTY,**

Defendants.

-----X
JORDAN K. MERSON, an attorney duly admitted to practice in the Courts of New York State, and a member of the firm MERSON LAW, PLLC., attorneys for the plaintiffs in the within action, hereby affirms under penalty of perjury:

That he has read the within complaint and knows the contents thereof, and that the same is true to his own knowledge, except as to the matters therein stated to be alleged upon information and belief, and that as to those matters he believes it to be true.

That the sources of his information and knowledge are investigations and records in the file.

That the reason this verification is made by affirmant and not by the plaintiff is that the plaintiff is not within the County where the attorney has his office.

Dated: New York, New York
August 14, 2019

JORDAN K. MERSON

Index No.

Year 2019

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ONONDAGA

JANE DOE,

Plaintiff,

-against -

ROMAN CATHOLIC DIOCESE OF SYRACUSE, SETON
CATHOLIC CENTRAL HIGH SCHOOL, SAINT PATRICK
CHURCH, and CATHOLIC SCHOOLS OF BROOME
COUNTY,

Defendants.

SUMMONS AND VERIFIED COMPLAINT

Merson Law, PLLC.

Attorneys for Plaintiff(s)

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To: All Parties
